



PATENT
Docket No.: H6808.0005/P005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Mitsugu Sato

Confirmation No.: 5345

Serial No.: 10/082,288

Allowed: September 9, 2003

Filed: February 26, 2002

Group Art Unit: 2881

For: CHARGED PARTICLE BEAM
ALIGNMENT METHOD AND
CHARGED PARTICLE BEAM
APPARATUS

Examiner: Phillip A. Johnston

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO WITHDRAW APPLICATION FROM
ISSUE PURSUANT TO 37 C.F.R. § 1.313(c)(2)**

Dear Sir:

Pursuant to 37 C.F.R. § 1.313(c)(2), Petitioners hereby petition the Commissioner to withdraw the above-identified application from issue. The issue fee in this application was timely paid on December 4, 2003.

Petitioners respectfully petition that the above-identified application be withdrawn from issue in order to permit consideration of the attached Request for Continued Examination in compliance with 37 C.F.R. § 1.114. After the payment of the issue fee, Petitioners discovered certain claim language that should be amended. Continued examination of the present application is requested so the Petitioners can file an Amendment to the claims.

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Accordingly, Petitioners respectfully request that this Petition be granted and the above-identified application withdrawn from issue pursuant to 37 C.F.R. § 1.313(c)(2) to permit consideration of the enclosed Request for Continued Examination and related Amendment.

Credit Card Payment Form PT0-2038, with a signature from an authorized cardholder, authorizing the payment of requisite fees for the present Petition to Withdraw from Issue and Request for Continued Examination, is also enclosed.

The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1073, under Order No. H6808.0005/P005.

Dated: December 15, 2003

Respectfully submitted,

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